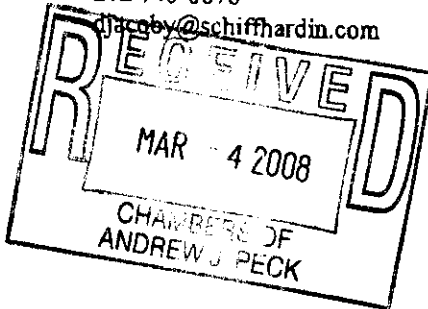




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**BY FAX**

March 4, 2008

**BY TELECOPY**

Hon. Andrew J. Peck  
United States Magistrate Judge  
United States District Court  
500 Pearl Street  
New York, New York

Re: Powerful Katinka, Inc. v. Ed's Lobster Bar LLC  
07 CV 6036 (SAS)

Dear Magistrate Judge Peck:

There is a status conference scheduled before Your Honor for 10:30 a.m. on March 6, 2008 in the referenced matter. Plaintiff and defendants join in asking the Court to adjourn this conference briefly, and also to reschedule certain outstanding deadlines.

The parties have continued to work very hard to seek a resolution of this case, and have made considerable progress toward that goal, although we are not there yet. Accordingly, we ask that the status conference be adjourned for two weeks to March 20, 2007 (if that suits the Court's schedule). Additionally, we ask that the following deadlines be adjusted as noted:

Fact discovery completion: further extension from March 20, 2008 to April 3, 2008;

Expert discovery completion: further extension from May 16, 2008 to May 30, 2008.

Judge Scheindlin has re-scheduled the final pre-trial conference to April 1, 2008 at 4:30 p.m. and we are hopeful the matter can be resolved before then.

Respectfully submitted,

David Jacoby

**MEMO ENDORSED 3/4/08**

*Extension approved. Conf. adjourned for 8/6 to 3/20 at 4:30 PM. Defendant's further requests will be granted if Plaintiff does.*

SO ORDERED

Hon. Andrew Jay Peck  
United States Magistrate Judge



Hon. Andrew J. Peck

March 4, 2008

Page 2 of 2

cc.: Partha Chattoraj, Esq.  
Alon Markowitz, Esq.  
Peter L. Parcher, Esq.  
Alan Serrins, Esq.  
(all by telecopy)

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# FAX TRANSMITTAL SHEET



**ANDREW J. PECK  
UNITED STATES MAGISTRATE JUDGE  
UNITED STATES DISTRICT COURT**

Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
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**Dated:** March 4, 2008

**Total Number of Pages:** 3

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Alon Markowitz, Esq. Partha P. Chattoraj, Esq.	212-481-1221
L. Peter Parcher, Esq.	212-790-4545

## **TRANSCRIPTION:**

**MEMO ENDORSED 3/4/08**

**Extensions approved. Conf. adjourned from 3/6 to 3/20 at 9:30 AM. Do not assume that further extensions will be granted - get the settlement done.**

**Copy to: Judge Shira A. Scheindlin**